

**UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

v.

**RIO TINTO PLC, RIO TINTO LIMITED,
THOMAS ALBANESE, and GUY ROBERT
ELLIOTT,**

Defendants.

Case No. 1:17-cv-7994-AT-DCF

**NOTICE OF DEFENDANTS' MOTION FOR ISSUANCE OF LETTERS OF REQUEST
FOR INTERNATIONAL JUDICIAL ASSISTANCE TO OBTAIN EVIDENCE**

Please take notice that Defendants Rio Tinto plc, Rio Tinto Limited, Thomas Albanese, and Guy Elliott move this Court for the issuance of letters of request for international judicial assistance to obtain evidence. The SEC does not oppose this request.

The motion seeks to compel the following entities to produce documents and/or provide testimony in connection with the above-captioned case: PricewaterhouseCoopers UK, PricewaterhouseCoopers Australia, and PricewaterhouseCoopers South Africa. The letters to authorities in all three countries would be issued pursuant to 28 U.S.C. § 1781, and in accord with the Hague Convention of March 18, 1970, on the Taking of Evidence Abroad in Civil or Commercial Matters, 23 U.S.T. 2555, T.I.A.S. No. 7444; the letter to authorities in South Africa also invokes the South African Foreign Courts Evidence Act.

In support of the motion, Defendants have submitted a memorandum of law, a supporting declaration, and proposed letters of request.

Dated: July 31, 2018

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that I caused a true and correct copy of the foregoing to be served by
CM/ECF this 31st day of July, 2018 upon all counsel:

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